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Docket No.: 4468-020

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Inventor(s): TOMITA, MASAYUKI : Confirmation No.5837
U.S. Patent Application No. 09/901,150 : Group Art Unit: 2133
Filed: July 10, 2001 : Examiner: BAKER, Stephen M.
For: BIT ERROR MEASUREMENT APPARATUS AND METHOD AND RECORDING
MEDIUM

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of the Final Rejection or Notice of Allowance.

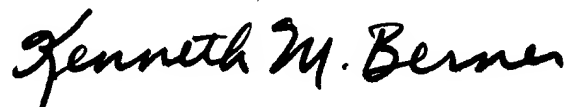
CERTIFICATION PARAGRAPH

The undersigned hereby certifies that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the

information disclosure statement (37 CFR 1.97 (e)(1)). A copy of the foreign search report is enclosed for the Examiner's information.

Respectfully submitted,

LOWE HAUPTMAN GILMAN & BERNER, LLP

A handwritten signature in black ink that reads "Kenneth M. Berner". The signature is written in a cursive, flowing style.

Kenneth M. Berner

Registration No. 37,093

1700 Diagonal Road, Suite 310
Alexandria, Virginia 22314
(703) 684-1111 KMB/iyr
Facsimile: (703) 518-5499
Date: August 31, 2004

